

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

&

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

WEDNESDAY, THE 23RD MAY 2007 / 2ND JYAISHTA 1929

MFA.No. 130 of 2005()

OPG&W.22/2005 of FAMILY COURT, ALAPPUZHA
OPG&W.89/2004 of DISTRICT COURT, ALAPPUZHA
.....

APPELLANT:

ROY MATHEW, S/O.MATHAI MATHEW,
KOCHUPURACKAL HOUSE, KAVALAM, ALAPPUZHA.

BY ADV. DR.SEBASTIAN CHAMPAPPILLY

RESPONDENTS:

TOZO PAUL P., W/O.ROY MATHEW,
H.NO.IV/302-A, AABEL VILLA,
KARUKUTTY, ANGAMALY.

BY ADV. SRI.A.X.VARGHESE
SMT.DJJI.K.DASAN

THIS MISC. FIRST APPEAL HAVING BEEN FINALLY HEARD
ON 23/05/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

KURIAN JOSEPH & T.R.RAMACHANDRAN NAIR, JJ.

M.F.A.(G & W)No.130 of 2005

Dated 23rd May, 2007.

J U D G M E N T

Kurian Joseph, J.

This appeal is directed against the judgment dated 9.6.2005 in O.P.(G&W) No.22/2005 on the file of the Family Court, Alappuzha. Appellant is the respondent in the Original Petition. Thanks to the cooperation extended by the learned counsel appearing on both sides and the parties to the appeal-husband and wife, we are happy to note that the entire disputes between them have been settled and both of them have decided to unconditionally reconcile themselves for a happy union, once for all. It is submitted by the parties that consequently, all other disputes regarding the custody of the children have been settled between them and it is not necessary to continue the litigations either before the Family Court, Alappuzha or before the Family Court, Ernakulam. Accordingly, we set aside the order under appeal dated 9.6.2005 in O.P.(G&W) No.22/2005 on the file of the Family Court, Alappuzha and dismiss the petition as withdrawn. M.C.No.76/2007 and O.P.(G&W) No.334/07 on the file of the

Family Court, Ernakulam are also dismissed as withdrawn.

I.ANos.2237/05 & 750/07 : Dismissed.

KURIAN JOSEPH, JUDGE.

T.R.RAMACHANDRAN NAIR, JUDGE.

tgs

**KURIAN JOSEPH &
T.R.RAMACHANDRAN NAIR, JJ**

L.A.A. NO. OF 2004

J U D G M E N T

Dated 23rd May, 2007.

KURIAN JOSEPH & K.T.SANKARAN, JJ.

M.F.A.(G & W) No.130 of 2005

Dated 13th April, 2007.

ORDER

Kurian Joseph, J.

The appellant and the respondent are present. It is heartening to note that they have on their own decided to have the conciliation. There will be a stay of further proceedings in all pending matters between the parties before the Family Court, Alappuzha, for a period of two months. Smt.Tizo Paul will go and stay with her husband Mr.Roy Mathew at his residence at Kavalam for a period of two weeks, with the children, as agreed to between the parties. It will be open to the appellant and the respondent to decide on the further course of their residence. It is also agreed to between the parties that within one month from today, they will go for a spiritual counselling for a week. Parties also agree that on baptism, the name of the second child will be Issac Paul Mathew. It is further agreed that the appellant will go over to Angamaly, so as to enable the child, Geoff Aabel Roy to appear for the Catechism examination on Sunday, 15.4.2007, and

thereafter will take the respondent and the son child with them to Kavalam. Post the case for further orders on 23.5.2007.

Hand over.

KURIAN JOSEPH, JUDGE.

K.T.SANKARAN, JUDGE.

tgs

KURIAN JOSEPH & K.T.SANKARAN, JJ

L.A.A. NO. OF 2004

J U D G M E N T

Dated 8th March, 2007.

KURIAN JOSEPH & K.T.SANKARAN, JJ.

L.A.A.No. of 2003

Dated 21st March, 2007.

J U D G M E N T

Kurian Joseph, J.

KURIAN JOSEPH, JUDGE.

K.T.SANKARAN, JUDGE.

tgs

KURIAN JOSEPH & K.T.SANKARAN, JJ

L.A.A. NO. OF 2004

J U D G M E N T

Dated 10th April, 2007.